

REMARKS

The invention relates to a method and apparatus for scanning.

Claims 1, 2, and 4 remain under consideration in the application. Claim 3 is withdrawn. Reconsideration and further examination of the application is respectfully requested.

Restriction requirement

The examiner has required restriction among group I (claims 1, 2, and 4) and group II (claim 3). Applicant elects group I (claims 1, 2, and 4) without traverse. Please withdraw claim 3 from consideration.

Rejection for nonstatutory double patenting

Claims 1 and 2 have been rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claim 1 of U.S. Patent No. 6,621,600. A terminal disclaimer sufficient to overcome the rejection is enclosed, and claims 1 and 2 are believed allowable.

Claims 3 and 4

The examiner has not indicated a status for claims 3 and 4. Claim 3 has been withdrawn from consideration. Claim 4 is included in group I and is a method claim with similarities to apparatus claim 1, which is now believed allowable in light of the enclosed terminal disclaimer. Claim 4 is therefore also believed allowable.

Applicant believes this application to be in condition for allowance, and such action is earnestly solicited.

Respectfully submitted,

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